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Attorneys for Plaintiffs
 ELEKTRA ENTERTAINMENT GROUP INC.;
 UMG RECORDINGS, INC.; SONY BMG MUSIC
 ENTERTAINMENT; and BMG MUSIC

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

E-FILED - 7/11/06

ELEKTRA ENTERTAINMENT GROUP INC.,
 a Delaware corporation; UMG RECORDINGS,
 INC., a Delaware corporation; SONY BMG
 MUSIC ENTERTAINMENT, a Delaware
 general partnership; CAPITOL RECORDS,
 INC., a Delaware corporation; and BMG
 MUSIC, a New York general partnership,,
 Plaintiff,
 v.
 ANDY RASNER,
 Defendant.

Case No.: C 06-2716 RMW

Honorable Ronald M. Whyte

**EX PARTE APPLICATION TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE AND ~~PROPOSED~~
 ORDER**

Plaintiffs hereby request that this court continue the Case Management Conference scheduled
 for July 21, 2006 at 10:30 a.m. to September 15, 2006. Plaintiffs filed the Summons and Complaint
 in this matter on April 21, 2006, and Defendant was served with the Summons and Complaint on
 June 23, 2006, by substitute service. Defendant has to and through July 13, 2006 to respond to the
 Complaint. Because Defendant has not yet answered or responded to the Complaint, Plaintiffs have
 been unable to meet and confer with Defendant pursuant to Rules 16 and 26 of the Federal Rules of
 Civil Procedure. Thus, Plaintiffs respectfully request that the Court continue the Case Management

Conference to September 15, 2006, to allow the parties sufficient time to meet and confer after Defendant files his responsive pleading. Plaintiffs further request that all other deadlines set in this action be continued, for the same reasons, as follows:

1. Parties are to meet and confer regarding initial disclosures, early settlement, ADR process selection, and discovery plan by August 25, 2006.
2. Parties are to file a Joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference by August 25, 2006.
3. Initial Disclosures, Case Management Statements and the parties' Rule 26(f) Report are due by September 8, 2006.

Dated: July 6, 2006

HOLME ROBERTS & OWEN LLP

By: /s/ Leemore Libesman

Leemore Libesman
Attorneys for Plaintiffs
ELEKTRA ENTERTAINMENT GROUP INC.;
UMG RECORDINGS, INC.; SONY BMG
MUSIC ENTERTAINMENT; and BMG MUSIC

ORDER

Good cause having been shown:

IT IS ORDERED that the Case Management Conference previously set for July 14, 2006, is continued to September 15, 2006, at 10:30 a.m. Parties are to meet and confer regarding initial disclosures, early settlement, ADR process selection, and discovery plan by August 25, 2006. Parties are to file a Joint ADR Certification with Stipulation to ADR process or Notice of Need for ADR Phone Conference on August 25, 2006. Completion of Initial Disclosures, filing of Case Management Statements and the filing and service of the Rule 26(f) Report are due by September 8, 2006.

Dated: 7/11/06

By: /S/ RONALD M. WHYTE
Honorable Ronald M. Whyte
United States District Judge